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HOUSE FLOOR AMENDMENTS

2024 Regular Session

Amendments proposed by Representative Crews to Engrossed House Bill No. 121 by Representative Crews

1 AMENDMENT NO. 1

2 On page 2, between lines 8 and 9, insert the following:

3 "(6) However, the United States Supreme Court has also recognized "it can
4 hardly be argued that either students or teachers shed their constitutional rights to
5 freedom of speech of expression at the schoolhouse gate. This has been the
6 unmistakable holding of this Court for almost 50 years. *Tinker v. Des Moines Indep.*
7 *Cmty. Sch. Dist.*, 393 U.S. 503, 506 (1969).

8 (7) And under the First Amendment, "the government may not compel a
9 person to speak its own preferred messages. Nor does it matter whether the
10 government seeks to compel a person to speak its message when he would prefer to
11 remain silent or to force an individual to include other ideas with his own speech that
12 he would prefer not to include." *303 Creative LLC v. Elenis*, 600 U.S. 570, 586
13 (2023)."

14 AMENDMENT NO. 2

15 On page 2, line 10, after "parents" delete the remainder of the line, and at the beginning of
16 line 11, delete "limitations be set on employee speech" and insert a comma "," and "students,
17 and teachers"

18 AMENDMENT NO. 3

19 On page 2, line 20, after "as" delete the remainder of the line and insert "may be evidenced
20 on his original birth certificate issued at or near the time of birth."

21 AMENDMENT NO. 4

22 On page 3, line 1, after "means a" delete the remainder of the line and delete line 2 and insert
23 "person enrolled at a public school on a full-time or part-time basis."

24 AMENDMENT NO. 5

25 On page 3, at the end of line 5, change the period "." to a comma "," and insert "unless the
26 student is a legal adult or emancipated."

27 AMENDMENT NO. 6

28 On page 3, line 7, after "to" delete the remainder of the line and delete lines 8 and 9 and
29 insert the following:

- 30 do the following:
- 31 (i) Address a person using a name other than the person's legal name, or a
- 32 derivative thereof, or by a pronoun that is inconsistent with the person's sex.
- 33 (ii) Identify his own pronouns."

1 AMENDMENT NO. 7

2 On page 3, between lines 9 and 10, insert the following:

3 "(c) A student shall not be subject to disciplinary action by a public school
4 for declining to do the following:

5 (i) Address a person using a name other than the person's legal name, or a
6 derivative thereof, or by a pronoun that is inconsistent with the person's sex.

7 (ii) Identify his own pronouns."

8 AMENDMENT NO. 8

9 On page 3, line 10, after "teacher" delete the remainder of the line delete lines 11 and 12, and
10 insert "declines to use a name other than a student's legal name, or a derivative thereof, or
11 a pronoun for a student that is consistent with the student's sex, the student's parent may
12 request a transfer to another class if available."

13 AMENDMENT NO. 9

14 On page 3, delete lines 13 and 14 and at the beginning of line 15, change "(4)" to "(3)"

15 AMENDMENT NO. 10

16 On page 3, at the end of line 15, insert "by a public school"

17 AMENDMENT NO. 11

18 On page 3, at the end of line 17, delete "However, a" and delete lines 18 and 19

19 AMENDMENT NO. 12

20 On page 3, at the end of line 23, delete the period "." and insert "and provide such policies
21 to employees."

22 AMENDMENT NO. 13

23 On page 3, line 24, after "D." delete the remainder of the line and lines 25 through 29 and on
24 page 4, delete lines 1 through 4 and insert the following:

25 "This Section shall not be construed to permit employees to disclose student
26 information as prohibited under the Federal Education Records Privacy Act
27 (FERPA), 20 U.S.C.A. §1232(g)."